IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15292 of 2008
MAHESH SHARMA.Vrs.THE STATE OF BIHAR

3/ 16.5.2008 Heard learned counsel for the parties.

The present case has been registered under Section 302,307 and other sections of the Indian Penal Code, 27 of the Arms Act and 17 of Criminal Law Amendment Act.

According to allegation, one Ashok Sharma fired upon the informant's brother Jitendra Yadav and thereafter accused Ajay Sharma also fired upon him. The allegation of firings on informant's brother is also resorted to Ashok Sharma, Pankaj Sharma and Rabindra Sharma. Further allegation is that Lulu Sharma and Shyam Sharma also open fired which caused injury to one Rajesh Yadav and the informant's companion Alamgir Ansari.

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Submission is that the petitioner has been described as the member of the mob and no overt act is attributed to him. Further submission is that two co-accused namely, Lalu Sharma alias Lulu Sharma and Shyam Bihari Sharma alias Shyam Sharma have been granted bail by a Bench of this Court vide Cr.Misc.No. 36797 of 2007 on 28.9.2007.

Considering the facts and circumstances of the case, let petitioner Mahesh Sharma be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Gaya in Konch P.S.Case No. 8 of 2003.

Tahir/- **(Shyam Kishore Sharma, J.)**